

SIKKIM

GOVERNMENT **GAZETTE**
EXTRAORDINARY
PUBLISHED BY AUTHORITY

Gangtok

Tuesday 17th August, 2021

No. 195

GOVERNMENT OF SIKKIM
LEGAL METROLOGY UNIT & CONSUMER PROTECTION CELL
FOOD & CIVIL SUPPLIES DEPARTMENT
PALZOR STADIUM ROAD
GANGTOK-737101

No. 02/LMU/FCS & CA

Dated: 18.06.2021

NOTIFICATION

Whereas, the State Government had notified the Sikkim State Consumer Welfare Fund Scheme, 2019 in the Official Gazette vide Notification No. 02/LMU/FCS&CA dated 10th January, 2019;

And whereas, to bring few modifications in the Sikkim State Consumer Welfare Fund Scheme, 2019 for larger consumer welfare activities, the State Government deems it necessary and expedient to amend the Sikkim State Consumer Welfare Fund Scheme, 2019;

Now, therefore, the State Government hereby makes the following Scheme to amend the Sikkim State Consumer Welfare Fund Scheme, 2019 namely: -

- Short title extent and commencement:** 1. (1) This Scheme may be called the Sikkim State Consumer Welfare Fund (Amendment) Scheme, 2021.
(2) It extends to the whole of Sikkim.
(3) It shall come into force on the date of its publication in the Official Gazette.

- Amendment of clause 2** 2. In the Sikkim State Consumer Welfare Fund Scheme, 2019 (hereinafter referred to as the "said scheme") in clause 2, in entry (d) of sub-clause (1) for the words "Governing Committee", the words "Sikkim State Consumer Welfare Fund Committee" shall be substituted.

- Amendment of clause 6** 3. In the said scheme, in clause 6, -
(1) for the marginal heading, "Governing Committee", the marginal heading "Constitution of the committee" shall be substituted.
(2) for sub-clause (1), the following sub-clause shall be substituted, namely: -

"(1) There shall be a Committee constituted under this Scheme which shall consist of the following members, namely: -

- (a) Minister-In-charge, Food and Civil Supplies Department – **Chairman,**
 - (b) Secretary to the Government of Sikkim, – **Vice-Chairman**
Food and Civil Supplies Department
 - (c) Special Secretary to the
Government of Sikkim,
Food and Civil Supplies Department – **Member**
 - (d) Additional Secretary to the
Government of Sikkim,
Food and Civil Supplies Department – **Member**
 - (e) Additional Controller/Joint Controller,
Legal Metrology Unit & Consumer Protection Cell,
Food and Civil Supplies Department – **Member**
 - (f) Chief Accounts Officer/Senior Accounts Officer,
Food and Civil Supplies Department – **Member**
 - (g) A representative of a Non-Governmental Organization of long standing who shall be selected by the Chairman – **Member**
 - (h) Joint Secretary,
Legal Metrology Unit and Consumer Protection Cell,
Food and Civil Supplies Department – **Member Secretary**
- (3) for sub-clause (2), the following sub-clause shall be substituted, namely: -

"(2) The Committee shall have the following powers: -

- (a) to scrutinize and sanction or reject application;
- (b) to call for documents or information from applicant, through Member Secretary;
- (c) to impose conditions as laid down in these Scheme governing the recommendation of financial assistance, procedure of implementation of project, submission of periodic reports, etc.;
- (d) to order refund of financial assistance from the organization which received financial assistance or to black list such defaulting organization from receiving future financial assistance;
- (e) to decide procedure and manner periodically of meeting;

- (f) to prepare an annual report of activities and send to the Government;
 - (g) to decide the bonafide of an agency or organization and to recognize an association before taking up the application for scrutiny;
 - (h) to require any applicant or class of applicants to submit a periodical report indicating proper utilization of the grant;
 - (i) to reject an application placed before it on the basis of involvement of factual inconsistency, or inaccuracy in the material particulars;
 - (j) to recommend minimum financial assistance, by way of grant to an applicant having regard to his/her financial status and importance and utility of nature of activity under pursuit after ensuring that the financial assistance provided shall not be mis-utilised; and
 - (k) to identify beneficial and safe sector where investment out of the consumer welfare fund and make recommendations accordingly."(4) for sub-clause (3), the following sub-clause shall be substituted, namely: -
- "(3) The Committee shall meet as and when necessary or once in every three months and dispose pending applications and be responsible for effective use of the Sikkim State Consumer Welfare Fund by the applicant in achieving object of the Sikkim State Consumer Welfare Fund."(5) after sub-clause (3), the following sub-clause shall be inserted, namely: -
- "(4) The Chairman of the Committee shall have the powers to recommend and sanction the financial assistance under this Scheme."

Amendment of clause 8

4. (1) In clause 8 of the said scheme, in sub-clause (3), unless otherwise expressly provided, the word "Screening" wherever they occur shall be omitted.
- (2) in sub-clause (3), the words and figures "Food, Civil Supplies & Consumer Affairs Department, Government of Sikkim, near Power Secretariat, Kazi Road, Gangtok, East Sikkim - 737101" shall be omitted.

Amendment of clause 9

5. In clause 9 of the said scheme, in sub-clause (1), the words "Sikkim State Consumer Welfare Fund Screening" shall be omitted.

Amendment of clause 10

6. In the said scheme, clause 10 shall be omitted.

Amendment of clause 11

7. (1) In clause 11 of the said scheme, -in the marginal heading, the words "Governing Committee and the Screening" shall be omitted;

- (2) in sub-clause (2), after the word "Chairman", the words "or in his absence the Vice-Chairman" shall be inserted;
- (3) after sub-clause (2), the following sub-clause shall be inserted, namely: -

(2A) The meeting of the Committee shall be presided over by the Chairman, and in the absence of the Chairman, the Vice-Chairman shall preside over the meetings of the Committee".

(4) in sub-clause (5), after the word "Chairman", the words "or Vice-Chairman" shall be inserted and for the words "two others", the words "three others" shall be substituted.

Amendment of clause 12 8. In clause 12 of the said scheme, in sub-clause (1), unless otherwise expressly provided, the words "Governing" wherever they occur shall be omitted.

Amendment of clause 14 9. For clause 14 of the said scheme, the following clause shall be substituted namely: -

"14. Monitoring:- The Committee shall review the progress of such fund release to the applicants in every three months".

Amendment of clause 15 10. In clause 15 of the said scheme, the words "Sikkim State Consumer Welfare Fund Governing" shall be omitted.

Amendment of clause 17 11. In clause 17 of the said scheme, for the words "Rule", "Chairman" and "Member Treasurer" the words "Scheme", "Vice Chairman" and "Additional Controller" shall be substituted respectively.

Amendment in Declaration Form 12. In Declaration Form of the said scheme, for the existing address the following address shall be substituted, namely: -
"To,
The Chairman,
Sikkim State Consumer Welfare Fund Committee,
Block-A, Tashiling Secretariat, Gangtok, East Sikkim"

By order and in the name of the Governor

Deepa Rani Thapa, (SCS)
Secretary to the Government of Sikkim,
Food & Civil Supplies Department.